

ORDINANCE NO 45 Pinball Machines

SECTION 1: Definitions.

A game of skill shall include any device played by manipulating special equipment or propelling balls across a board or field into respective positions whereby a score is established, the object of which is to secure a special number or numbers or high total score which may be played by the public generally at a price paid either directly or indirectly for such privilege. Nothing in this ordinance shall be interpreted as permitting the operation of any game or device constituting a lottery or gambling device and prohibited under the state law.

A lottery or gambling device shall mean and include any plan, device, or instrument for the distribution of property by chance for which chance a consideration is paid.

SECTION 2: License Required

No person, firm or corporation shall operate or keep for operation any game of skill without having applied for and received a license therefore from the village council as herein provided. Application for such license shall be made to the village clerk upon a form to be supplied by the municipality, and shall give the name and address of the applicant, the place where such game is to be operated, what business is conducted at the place, the name, number and description of the game and particular piece of equipment to be licensed, the fee for playing the game and prize, if any and such other information as the council may require. Every such application shall be accompanied by an annual license fee of \$50.00 per machine or device which shall be paid into the general fund of the municipality. Such applications shall be considered by the council at its next regular meeting and granted or rejected. Licenses shall be for a term of one year. No refund shall be granted to any licensee hereunder for license paid.

SECTION 3:

No license shall be issued for more than 3 games of skill in any one place of business.

SECTION 4. License to be displayed

Every license granted hereunder shall be posted in a conspicuous place on or near the game so licensed and shall identify the same, by number or description.

SECTION 5. Prohibited practices and Restrictions

No license hereunder shall be issued for any game of skill within 100 feet of any school building. No license hereunder shall permit or allow any person under the age of 21 to play such game of skill. No person shall use any device licensed under this ordinance as a gambling device, and no license shall permit any person or persons to use any machine licensed hereunder for gambling device is declared to be contrary to this ordinance.

SECTION 6 Penalty

Any person violating the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine or not to exceed \$100.00 or by imprisonment for not more than ninety days.

SECTION 7. Effect.

This ordinance shall take effect and be in force from and after the first day of August, 1937.

Passed by the council this 6th day of July, 1937.

John Gstalder, President of Village Council

Attest:

R.J. Horihan, Village Clerk